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In re Patent No. 7,112,339
Issued: September 26, 2006
Application No. 10/069,145
Filed: February 22, 2002
Atty. Dkt. No.: TUR-125

: **OFFICE OF PETITIONS**
: DECISION ON APPLICATION FOR
: PTA and NOTICE OF INTENT
: TO ISSUE CERTIFICATE OF
: CORRECTION

This decision is in response to the "REQUEST FOR RECONSIDERATION OF PATENT TERM ADJUSTMENT PURSUANT TO 37 C.F.R. § 1.705(d)," filed November 6, 2006.

The request for reconsideration of patent term adjustment is **GRANTED**.

The above-identified application matured into U.S. Patent No. 7,112,339 on September 26, 2006. The instant request for reconsideration was timely filed November 6, 2006 in accordance with 37 C.F.R. § 1.705(d). The patent issued with a PTA of 16 days. Applicants argue that the correct adjustment is 124 days.

A review of the application history reveals that an overall adjustment of 185 days can be attributed to the Office¹. The adjustment is reduced a total of 61 days for applicants' failure to engage in reasonable efforts to conclude prosecution².

In view thereof, the patent is entitled to an adjustment of 124 days as argued by patentees.

¹ An adjustment of 126 days can be attributed to the Office in accordance with 37 CFR 1.702(a)(1) and 1.703(a)(1) in connection with the non-final Office action mailed August 26, 2003. A further adjustment of 59 days can be attributed to the Office in accordance with 37 CFR 1.702(a)(4) and 1.703(a)(6) in connection with failure to issue the patent within four months of receipt of the issue fee payment.

² The adjustment is reduced 31 days in accordance with 37 CFR 1.704(b) in connection with the RCE filed June 4, 2004. The adjustment is further reduced 30 days in accordance with 37 CFR 1.704(b) in connection with the RCE filed July 7, 2005.

Receipt is hereby acknowledged of the required \$200.00 patent term adjustment application fee.

This application file will be forwarded to the Certificate of Corrections branch for issuance of a certificate of correction to indicate that the term of this patent is extended or adjusted under 35 U.S.C. 154(b) by 124 days.

Telephone inquiries specific to this matter should be directed to Petitions Attorney Alesia M. Brown at (571) 272-3205.

Kery A. Fries

Kery Fries
Senior Legal Advisor
Office of Patent Legal Administration
Office of Deputy Commissioner
for Patent Examination Policy

CC: Draft Certificate of Correction

Day : Thursday

Date: 5/3/2007

Time: 14:46:20

PALM INTRANET**PTA Calculations for Application: 10/069145**

| | | | |
|--------------------------|------------|-------------------------|-----|
| Application Filing Date: | 02/22/2002 | PTO Delay (PTO): | 126 |
| Issue Date of Patent: | 09/26/2006 | Three Years: | 0 |
| Pre-Issue Petitions: | 0 | Applicant Delay (APPL): | 110 |
| Post-Issue Petitions: | 0 | Total PTA (days): | 124 |
| PTO Delay Adjustment: | 108 | | |

File Contents History

| Number | Date | Contents Description | PTO | APPL | START |
|--------|------------|---|-----|------|-------|
| 74 | 05/03/2007 | ADJUSTMENT OF PTA CALCULATION BY PTO | 108 | | |
| 70 | 09/26/2006 | PATENT ISSUE DATE USED IN PTA CALCULATION | | | |
| 69 | 07/13/2006 | EXPORT TO FINAL DATA CAPTURE | | | |
| 68 | 07/12/2006 | DISPATCH TO FDC | | | |
| 67 | 06/30/2006 | APPLICATION IS CONSIDERED READY FOR ISSUE | | | |
| 66 | 06/29/2006 | PETITION TO REVIVE APPLICATION - GRANTED | | | |
| 65 | 06/19/2006 | PETITION ENTERED | | | |
| 64 | 06/19/2006 | ISSUE FEE PAYMENT VERIFIED | 49 | 57 | |
| 63 | 06/29/2006 | WITHDRAW PUBLICATION/PRE-EXAM ABANDON | | | |
| 62 | 06/19/2006 | ISSUE FEE PAYMENT RECEIVED | | | |
| 61 | 06/13/2006 | MAIL ABANDONMENT FOR FAILURE TO PAY ISSUE FEE | | | |
| 60 | 06/13/2006 | ABANDONMENT FOR FAILURE TO PAY ISSUE FEE | | | |
| 59 | 04/27/2006 | FINISHED INITIAL DATA CAPTURE | | | |
| 58 | 02/06/2006 | EXPORT TO INITIAL DATA CAPTURE | | | |
| 57 | 02/01/2006 | MAIL NOTICE OF ALLOWANCE | | | |
| 56 | 02/01/2006 | MAIL EXAMINER'S AMENDMENT | | | |
| 55 | 01/26/2006 | ISSUE REVISION COMPLETED | | | |
| 54 | 01/26/2006 | NOTICE OF ALLOWANCE DATA VERIFICATION COMPLETED | | | |
| 53 | 01/26/2006 | IFW TSS PROCESSING BY TECH CENTER COMPLETE | | | |
| 52 | 01/23/2006 | EXAMINER'S AMENDMENT COMMUNICATION | | | |

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|----|------------|--|--|----|----|
| 51 | 01/23/2006 | NOTICE OF ALLOWABILITY | | | |
| 50 | 11/18/2005 | DATE FORWARDED TO EXAMINER | | | |
| 49 | 11/02/2005 | RESPONSE AFTER NON-FINAL ACTION | | | |
| 48 | 09/19/2005 | MAIL NON-FINAL REJECTION | | | |
| 47 | 09/15/2005 | NON-FINAL REJECTION | | | |
| 46 | 07/15/2005 | DATE FORWARDED TO EXAMINER | | | |
| 45 | 07/07/2005 | AMENDMENT SUBMITTED/ENTERED WITH FILING OF CPA/RCE | | | |
| 44 | 07/15/2005 | DATE FORWARDED TO EXAMINER | | | |
| 43 | 07/07/2005 | REQUEST FOR CONTINUED EXAMINATION (RCE) | | 30 | 39 |
| 42 | 07/15/2005 | DISPOSAL FOR A RCE/CPA/129 (EXPRESS ABANDONMENT IF CPA) | | | |
| 41 | 07/07/2005 | REQUEST FOR EXTENSION OF TIME - GRANTED | | | |
| 40 | 07/07/2005 | WORKFLOW - REQUEST FOR RCE - BEGIN | | | |
| 39 | 03/07/2005 | MAIL FINAL REJECTION (PTOL - 326) | | | |
| 38 | 03/04/2005 | FINAL REJECTION | | | |
| 37 | 12/13/2004 | CORRESPONDENCE ADDRESS CHANGE | | | |
| 36 | 11/27/2004 | DATE FORWARDED TO EXAMINER | | | |
| 35 | 11/17/2004 | RESPONSE AFTER NON-FINAL ACTION | | | |
| 34 | 08/26/2004 | MAIL NON-FINAL REJECTION | | | |
| 33 | 08/23/2004 | NON-FINAL REJECTION | | | |
| 32 | 07/13/2004 | CASE DOCKETED TO EXAMINER IN GAU | | | |
| 31 | 06/16/2004 | DATE FORWARDED TO EXAMINER | | | |
| 30 | 06/04/2004 | AMENDMENT SUBMITTED/ENTERED WITH FILING OF CPA/RCE | | | |
| 29 | 06/16/2004 | DATE FORWARDED TO EXAMINER | | | |
| 28 | 06/04/2004 | REQUEST FOR CONTINUED EXAMINATION (RCE) | | 31 | 15 |
| 27 | 06/16/2004 | DISPOSAL FOR A RCE/CPA/129 (EXPRESS ABANDONMENT IF CPA) | | | |
| 26 | 06/04/2004 | REQUEST FOR EXTENSION OF TIME - GRANTED | | | |
| 25 | 06/04/2004 | WORKFLOW INCOMING AMENDMENT IFW | | | |
| 24 | 06/04/2004 | WORKFLOW - REQUEST FOR RCE - BEGIN | | | |
| 23 | 06/06/2004 | CASE DOCKETED TO EXAMINER IN GAU | | | |
| 22 | 05/19/2004 | MAIL ADVISORY ACTION (PTOL - 303) | | | |
| 21 | 05/17/2004 | ADVISORY ACTION (PTOL-303) | | | |

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|----|------------|--|-----|--|----|
| 20 | 05/10/2004 | DATE FORWARDED TO EXAMINER | | | |
| 19 | 05/04/2004 | AMENDMENT AFTER FINAL REJECTION | | | |
| 18 | 02/22/2002 | REQUEST FOR FOREIGN PRIORITY (PRIORITY PAPERS MAY BE INCLUDED) | | | |
| 17 | 02/22/2002 | OATH OR DECLARATION FILED (INCLUDING SUPPLEMENTAL) | | | |
| 16 | 05/04/2004 | WORKFLOW INCOMING AMENDMENT IFW | | | |
| 15 | 02/04/2004 | MAIL FINAL REJECTION (PTOL - 326) | | | |
| 14 | 02/03/2004 | FINAL REJECTION | | | |
| 13 | 12/22/2003 | IFW AMENDED CASE PROCESSING COMPLETE | | | |
| 12 | 12/22/2003 | DATE FORWARDED TO EXAMINER | | | |
| 11 | 11/26/2003 | RESPONSE AFTER NON-FINAL ACTION | | | |
| 10 | 08/26/2003 | MAIL NON-FINAL REJECTION | 126 | | -1 |
| 9 | 08/25/2003 | NON-FINAL REJECTION | | | |
| 8 | 08/17/2003 | CASE DOCKETED TO EXAMINER IN GAU | | | |
| 7 | 05/08/2002 | INFORMATION DISCLOSURE STATEMENT (IDS) FILED | | | |
| 6 | 07/30/2002 | CASE DOCKETED TO EXAMINER IN GAU | | | |
| 5 | 02/22/2002 | PRELIMINARY AMENDMENT | | | |
| 4 | 07/24/2002 | APPLICATION DISPATCHED FROM OIPE | | | |
| 3 | 07/22/2002 | IFW SCAN & PACR AUTO SECURITY REVIEW | | | |
| 2 | 07/10/2002 | NOTICE OF DO/EO ACCEPTANCE MAILED | | | |
| 1 | 02/22/2002 | INITIAL EXAM TEAM NN | | | |

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EXPLANATION OF PTA CALCULATION

EXPLANATION OF PTE CALCULATION

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UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT : 7,112,339 B1
DATED : September 26, 2006
INVENTOR(S) : Ahola, et al.

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On the cover page,

[*] Notice: Subject to any disclaimer, the term of this patent is extended or adjusted under 35 USC 154(b) by 16 days

Delete the phrase "by 16 days" and insert – by 124 days--